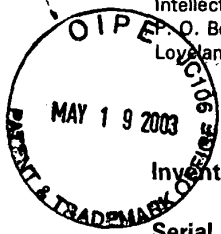


AGILENT TECHNOLOGIES, INC.
Legal Department, DL429
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P.O. Box 7599
Loveland, Colorado 80537-0599

PATENT APPLICATION
ATTORNEY DOCKET NO. 10020405-1

2851
#5



IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Paul K. Wolber et al.

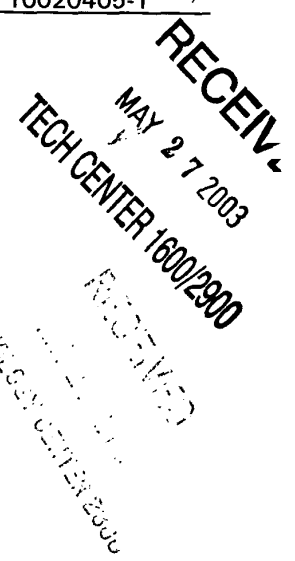
Serial No.: 10/086,748

Examiner: Unassigned

Filing Date: 02/28/2002

Group Art Unit: 2851

Title: CALIBRATION OF MOLECULAR ARRAY DATA



COMMISSIONER FOR PATENTS
PO Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is submitted:

- ☒ under 37 CFR 1.97(b), or
(Within three months of filing national application; or date of entry of national application; or before mailing date of first office action on the merits; whichever occurs last)
- ☐ under 37 CFR 1.97(c) together with either a:
☐ Statement under 37 CFR 1.97(e), or
☐ a \$180.00 Processing fee under 37 CFR 1.17(p), or
(After the CFR 1.97 (b) time period, but before final action or notice of allowance, whichever occurs first)
- ☒ under 37 CFR 1.97 (d) together with a:
☒ Statement under 37 CFR 1.97(e), and
☐ a \$180.00 processing fee under 37 CFR 1.17(p).
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Please charge to Deposit Account 50-1078 the sum of \$0.00 . At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 50-1078 pursuant to 37 CFR 1.25.

☐ Applicant(s) submit herewith Form PTO 1449. References identified with an asterisk (*) were disclosed in Patent Application No. _____ filed _____, now U. S. Patent No. _____, and, as such, copies thereof are not included pursuant to the provisions of 37 CFR 1.98(d).

☐ A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individuals(s) designated in 37 CFR 1.56 (c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date of Deposit: 05/12/2003

Typed Name: Elizabeth Miller

Signature: Elizabeth Miller

Respectfully submitted,

Paul K. Wolber et al.

By [Signature]

Gordon M. Stewart

Attorney/Agent for Applicant(s)
Reg. No. 30,528

Date: 05/12/2003

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STATEMENT UNDER 37 CFR 1.97(e)

Sir:

The undersigned hereby certifies that either:

(X) Each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, or

() No item of information contained in the Information Disclosure Statement

-- was cited in a communication from a foreign patent office in a counterpart foreign application, and

-- to the knowledge of the undersigned, after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

Respectfully submitted,
Paul K. Wolber et al.

By

Gordon M. Stewart

Attorney/Agent for Applicant(s)
Reg. No. 30,528

Date: 05/12/2003

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[illegible]

		DOCUMENT NUMBER	DATE	NAME	TRANSLATION	
					YES	NO
		WO 95/10365	20 Mar 1997	Affymax Tech NV		
		WO 00/26512	11 May 2000	Beattie, Kenneth L. et al.		

		(including Author, Title, Date, Pertinent Pages, etc.) MICROARRAY BIOCHIP TECHNOLOGY, Ed. Mark Schena, March 2000, Eaton Publishing, Natick MA, pp. 149-201.
		European Search Report Communication, EP 01307665, 2/10/2003, Search Report and Annex to Search Report dated 1/22/2003.
EXAMINER		DATE CONSIDERED

Rev 10/02 (PTO1449)